

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

The A.P. Prevention of Dangerous Activities of Bootleggers, Dacoits, Drug Offenders, Goondas, Immoral Traffic Offenders and Land Grabbers Act, 1986 (Act No.1 of 1986) – Order of detention made by the Collector and District Magistrate, YSR District, Kadapa against Sri Turra Venkata Subbaiah, S/o. Venkataiah @ Nadipaiah, aged 35 years, R/o. Bhakarapet Village, Sidhout Mandal, YSR District - Case referred to Advisory Board- Confirmation – Orders – Issued.

GENERAL ADMINISTRATION (LAW & ORDER.II) DEPARTMENT

G.O.Rt.No. 2362

Dated: 23-05-2012
Read the following:-

- 1 Order of detention Ref.C1/400/M/2012, dated 23-04-2012 of the Collector & District Magistrate, YSR District, Kadapa.
2. G.O. Rt. No.1874, G.A. (L&O.II) Dept., dated 30-4-2012.
3. From the Advisory Board, Report, dated 16-05-2012.

ORDER:

WHEREAS the Collector and District Magistrate, YSR District, Kadapa, made an order of detention vide reference first read above under section-3(2) & (1) of the Andhra Pradesh Prevention of Dangerous Activities of Bootleggers, Dacoits, Drug Offenders, Goondas, Immoral Traffic Offenders and Land Grabbers Act, 1986 (Act No.1 of 1986) against Sri Turra Venkata Subbaiah, S/o. Venkataiah @ Nadipaiah, aged 35 years, R/o. Bhakarapet Village, Sidhout Mandal, YSR District, for repeatedly indulging himself in the activities of illicit cutting, storing, transport and smuggling of Red Sanders in contravention of Forest Laws, Indian Penal Code and with a view to prevent him from further indulging in a manner which is prejudicial to the maintenance of public order; and public wealth.

2. AND WHEREAS the Government have accorded approval of the said detention order under sub-section (3) of Section-3 of the Act, vide Government order second read above, and referred the matter to the Advisory Board on Preventive Detentions.

3. AND WHEREAS the Advisory Board constituted under section-9 of the said Act, comprising of Sri Justice T.L.N. Reddy (Retired), Chairman and two other Members, reviewed the case on 16-05-2012 and after having heard the detenu and the Investigating Officers and also after perusing the connected records, reported, vide reference third read above, that in its opinion "there is sufficient cause for the detention of the detenu, Sri Turra Venkata Subbaiah, S/o. Venkataiah @ Nadipaiah, aged 35 years, R/o. Bhakarapet Village, Sidhout Mandal, YSR District".

4. WHEREAS, the Government after careful examination of the entire record, observed that the detenu, Sri Turra Venkata Subbaiah, S/o. Venkataiah @ Nadipaiah, is found to be involved in as many as (8) cases, under the provisions of AP Forest Act, 1967 and A.P. Red Sandal Wood and Red Sander wood Transit Rules, 1969, under sec. 379 IPC, and u/s. 34, 109, 141, 144 of IPC., for indulging himself in the illegal activities of illicit cutting, storing, transportation of Red Sanders heartwood and smuggling the same to Kolkata, Chennai and other places and thereby causing damage to the national wealth. The said offences are punishable under Forest Act, as well as Chapter XVII of IPC., as such the activities of

(PTO)

the individual fall within the meaning of 'goonda', as defined under sec.2(g) of Act 1 of 1986. The cases registered against him reveal that he is habituated to willful destruction of pristine Red Sander Forests and by his illegal activities, he has not only been corroding the rare species of pristine red sander and national wealth, but also leading to disturbance of the current life of community and disturbing the tranquility of the society. In catena of decisions, the Hon'ble Courts held that 'any acts or attempt to illegal cutting of red sander trees and smuggling the timber, would certainly have its impact on the public order'. The detaining authority having taken into account and consideration of indulgence of the detenu in the above said activities repeatedly at regular intervals has passed the detention order against the detenu in order to prevent him indulging further in such activities. The Advisory Board after review of the case, has opined that there is sufficient cause for the detention of the Detenu. As such it appears that the detenu deserves the maximum period of detention, as provided under sec.13 of the Act.

5. NOW, THEREFORE, after due consideration of the report of the Advisory Board and the material available on record, the Government, in exercise of the powers conferred under sub-section (1) of Section-12 read with Section-13 of the said Act, hereby confirm the Order of Detention first read above, made by the Collector & District Magistrate, YSR District, Kadapa, as approved in the G.O. 2nd read above, and direct that the detention of Sri Turra Venkata Subbaiah, S/o. Venkataiah @ Nadipaiah, aged 35 years, R/o. Bhakarapet Village, Sidhout Mandal, YSR District, be continued for a period of 12 months from the date of his detention, i.e. **01-05-2012.**

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

PANKAJ DWIVEDI
CHIEF SECRETARY TO GOVERNMENT

To

Sri Turra Venkata Subbaiah, S/o. Venkataiah @ Nadipaiah, aged 35 years,
R/o. Bhakarapet Village, Sidhout Mandal, YSR District through
the Superintendent, Central Prison, Cherlapalli, R.R. District.

The Superintendent, Central Prsion, Cherlapalli, R.R. District. (He should serve the Order on the detenu immediately under proper dated acknowledgment and arrange to read over and explain the contents of the same in the language known to the detenu and report compliance to the Government forthwith)

The Collector & District Magistrate, YSR District, Kadapa.

The Superintendent of Police, Kadapa, YSR District.

The Divisional Forest Officer, Kadapa,YSR District.

The Prl. Conservator of Forests, A.P., Hyderabad.

Copy to:

The Director General and Inspector General of Police, A.P., Hyderabad.
The Director General and Inspector General of Prisons and Correctional Services, A.P., Hyderabad.
The Addl. Director General of Police (Intelligence), A.P., Hyderabad.
Sf/sc.

//FORWARDED:: BY ORDER//

SECTION OFFICER (SC)